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July 9, 2004

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street SW TW-A325
Washington, DC 20554

**RE: In the Matter of Digital Audio Broadcasting Systems and Their Impact on
Terrestrial Radio Broadcast Service, MM Docket No. 99-325**

Dear Ms. Dortch:

Pursuant to section 1.1206(b)(2) of the Commission's rules, we hereby submit this notice regarding an *ex parte* meeting in the above referenced proceeding.

On Thursday, July 8, 2004, representatives of the Recording Industry Association of America (RIAA) met with staff members of the Media Bureau. Attending the meeting on behalf of the RIAA were Steve Marks (RIAA), Theodore Frank (Arnold & Porter), Glenn Manishin (Kelley Drye & Warren), Justin Lilley, and James Heimbach (Ricchetti Inc.). Attending the meeting on behalf of the Media Bureau were Steven Broeckaert, Ben Golant, Stefanie Zalewska, Susan Crawford and Ann Gallagher.

At the meeting, we discussed information presented in RIAA's comments filed in the above-referenced proceeding. Specifically, we discussed copyright protection concerns with respect to digital audio broadcast technology. Additionally, we reiterated arguments presented in RIAA's comments regarding the need for speedy Commission action to ensure the protection of copyrighted materials.

Sincerely,

James Heimbach
Ricchetti Inc.